

# State of California

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## Legislative Change No.

00-40

Bill Number: SB 129

Author: Peace

Chapter Number: 00-984

Laws Affecting Franchise Tax Board:

Government Code Section 11019.9

Date Filed with the Secretary of the State: September 30, 2000

SUBJECT: Privacy Protection/Personal Information Collection & Disclosure

**Senate Bill 129 (Peace), as enacted on September 30, 2000, made the following changes to California law:**

Section 11019.9 of the Government Code is added.

This act requires each state department and state agency to enact and maintain a permanent privacy policy in adherence with the Information Practices Act (IPA) of 1977. The privacy policy would include, but not be limited to, the following principles:

- ? Information that identifies a person can only be obtained through lawful means.
- ? The purposes for which data that identify a person are collected are specified at or prior to collection and any subsequent use is limited to that purpose or other consistent purposes.
- ? Personal information shall not be disclosed, made available, or used for other than the purpose it was collected, except with consent of the subject of the data, or as authorized by state or federal law.
- ? Personal information collected is required to be relevant to the purpose for which it is collected.
- ? The general manner in which data are protected against loss, unauthorized access, modification or disclosure shall be posted, unless posting the manner of protection would compromise a state department or agency objectives or law enforcement purposes.
- ? Each state department or state agency shall designate a position within the department or agency for the purpose of being responsible for the privacy policy of the department or agency.

This act is effective January 1, 2001.

This act will not require any reports by the department to the Legislature.

Bureau Director

Johnnie Lou Rosas

Date

October 4, 2000